

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

SYMBOLGY INNOVATIONS, LLC	§	
	§	
Plaintiff,	§	Case No: 2:16-cv-0450-JRG
	§	
vs.	§	LEAD CASE
	§	
CITIBANK, NA	§	
	§	
Defendant.	§	
	§	
<hr style="border: 0.5px solid black;"/>		
SYMBOLGY INNOVATIONS, LLC	§	
	§	
Plaintiff,	§	Case No: 2:16-cv-0597-JRG
	§	
vs.	§	CONSOLIDATED CASE
	§	
AUNTIE ANNE’S, LLC	§	
	§	
Defendant.	§	
	§	
<hr style="border: 0.5px solid black;"/>		

**UNOPPOSED MOTION TO DISMISS DEFENDANT AUNTIE ANNE’S, LLC WITH
PREJUDICE**

Under Federal Rule of Civil Procedure 41(a) Symbolgy Innovations, LLC moves the Court to dismiss all claims by Symbolgy Innovations, LLC against Defendant Auntie Anne’s, LLC with prejudice, and with each party to bear its own attorneys’ fees and costs.

Dated: December 5, 2016

Respectfully submitted,

/s/ Jay Johnson

JAY JOHNSON

State Bar No. 24067322

BRAD KIZZIA

State Bar No. 11547550

KIZZIA JOHNSON PLLC

1910 Pacific Ave.

Suite 13000

Dallas, TX 75201

(214) 451-0164

Fax: (214) 451-0165

jay@kjpllc.com

bkizzia@kjpllc.com

ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF CONFERENCE

The undersigned certifies that on December 5, 2016, he met and conferred with counsel for Defendant concerning this motion and that Defendant's counsel agreed to the motion.

/s/ Jay Johnson

Jay Johnson

CERTIFICATE OF SERVICE

The undersigned certifies that all counsel of record who have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on December 5, 2016.

/s/ Jay Johnson

Jay Johnson